

Town of Weare
ZONING BOARD OF ADJUSTMENT
15 Flanders Memorial Road
PO Box 190
Weare, NH 03281
Phone: 603.529.2250
Fax: 603.529.7527

**ZONING BOARD OF ADJUSTMENT
MINUTES
Tuesday April 5, 2011
FINAL COPY**

PRESENT: Jack Dearborn, Chairman; Forrest Esenwine, Member; June Purington, Member; Malcolm Wright, Member; Elwood Stagakis, Alternate; Chip Meany, Code Enforcement Officer; Sheila Savaria, Recording Secretary

GUESTS: Ginger Esenwine, Jerry Haynes, Bryan Fournier, Charles Cleary

I. INTRODUCTION:

Chairman Jack Dearborn called this meeting to order at 7:35 PM, recused himself as Chairman for this case, and appointed Forrest Esenwine as Chairman. Mr. Esenwine asked the members present to introduce themselves, and appointed Elwood Stagakis as a voting member.

II. ADMINISTRATIVE ITEMS:

Vote whether to accept an application for a motion for rehearing, 21 B&B Lane, LLC, of the March 1, 2011 Decision on the Graves' Administrative Appeal.

Mr. Esenwine read aloud to the Board the opinion from Attorney Bill Drescher, and Chip Meany added that Atty. Drescher recommends that the ZBA hear the appeal filed by Mr. Cleary. Mr. Esenwine stated he feels the ZBA may have overstepped their authority by agreeing to it here.

June Purington moved to hear the appeal in Case #0111; Elwood Stagakis seconded. Forrest Esenwine, June Purington, and Malcolm Wright voted in favor; Elwood Stagakis was opposed. The appeal will be heard at next months meeting.

Jack Dearborn resumed his position as Chairman.

III. OTHER BUSINESS:

Election of Officers: Forrest Esenwine moved to strike the last sentence in the ZBA's Rules and Regulations that states, 'No member may serve as Chairman for more than 2 consecutive years'. June Purington seconded the motion. Mr. Esenwine explained that as long as he has been on the Board, he has never heard of a statute or law that requires that, and feels if a Chairman is nominated for reelection, they have the right to decline if they wish. Also, he feels in the past there have been Chairmen who have done a great job and have been forced to step down because of this. Elwood Stagakis questioned whether the ZBA has the authority to change procedures, and Malcolm Wright explained that they do have the authority to drop or change procedures. Mr. Wright also pointed out that there is a statute that states that the chairperson and officers are all eligible for reelection. All members voted in favor. It should be noted that that section of the ZBA's rules and regulations will have to be edited to reflect the change.

June Purington moved to nominate Jack Dearborn as Chairman; Forrest Esenwine seconded. June Purington, Malcolm Wright, and Forrest Esenwine voted in favor; Elwood Stagakis was opposed.

June Purington moved to appoint Forrest Esenwine as Vice Chairman; Malcolm Wright seconded, all voted in favor.

Minutes: Forrest Esenwine moved to accept the second draft of the March 1, 2011 minutes as distributed; June Purington seconded, all voted in favor.

IV. ADJOURNMENT: As there was no other business to come before the board, June Purington moved to adjourn at 7:55pm; Elwood Stagakis seconded, all voted in favor.

Respectfully Submitted,

Sheila Savaria
Recording Secretary